

IN THE

UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Stephen J. Sicola et al.

Confirmation No.: 8704

Application No.: 09/538,700

Examiner: Marc M. Duncan

Filing Date: March 30, 2000

Group Art Unit: 2184

Title: METHOD FOR TRANSACTION LOG FAILOVER MERGING DURING ASYNCHRONOUS OPERATIONS IN A DATA STORAGE NETWORK

RECEIVED

AUG 05 2003

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Technology Center 2100

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment () Petition to extend time to respond
() New fee as calculated below () Supplemental Declaration
(X) No additional fee (Address envelope to "Mail Stop Non-Fee Amendment")
() Other: _____ (fee \$ _____)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	14	MINUS	20	= 0	X \$18	\$ 0
INDEP. CLAIMS	2	MINUS	3	= 0	X \$84	\$ 0
[] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$280	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$410.00	3RD MONTH \$930.00	4TH MONTH \$1450.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450.

Date of Deposit: 31 July 2003

Typed Name: Julie Lange

Signature: _____

Respectfully submitted,

Stephen J. Sicola et al.

By Peter J. Meza

Peter J. Meza

Attorney/Agent for Applicant(s)

Reg. No. 32,920

Date: 7/31/03

Telephone No.: (719) 448-5906



Appl. No. 09/538,700
Amdt. Dated July 29, 2003
Reply to Office Action of June 2, 2003

#81C
8-7-03 N.E.
M.H.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Stephen J. Sicola, Susan G. Elkington, and
Michael D. Walker

Serial No. 09/538,700 ✓

Filed: March 30, 2000 ✓

For: METHOD FOR TRANSACTION LOG
FAILOVER MERGING DURING
ASYNCHRONOUS OPERATIONS IN A
DATA STORAGE NETWORK

Customer No.: **25235**

Examiner: Marc M. Duncan

Art Unit: 2184

Confirmation No. 8704

**REPLY UNDER 37 CFR 1.116
EXPEDITED PROCEDURE**

AMENDMENT TO FINAL OFFICE ACTION DATED JUNE 2, 2003

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MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AUG 05 2003
Technology Center 2100

Sir:

In response to the Final Office Action of June 2, 2003, please amend
the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims which
begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

Conclusion begin on page 10 of this paper.